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Attorney for Plaintiff DAVID J. LEE

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DAVID J. LEE, an individual and, on behalf of others similarly situated,

Plaintiff,

VS.

CAPITAL ONE BANK and CAPITAL ONE SERVICES, INC., Virginia corporations, DOES 1 through 100, inclusive,

Defendants.

Case No.: C-07-4599 - MHP

**PROOF OF SERVICE RE:
PLAINTIFF'S ADMINISTRATIVE
MOTION TO CONSIDER
WHETHER CASES SHOULD BE
RELATED, PURSUANT TO LOCAL
RULE 7-11**

1 On Sunday, September 30, 2007, I served via e-mail (snewman@stroock.com) a copy of
2 the Plaintiff's Administrative Motion To Consider Whether Cases Should Be Related, Pursuant
3 To Local Rule 7-11, attorney, Stephen J. Newman, of the law firm of Stroock, Stroock & Lavan,
4 L.L.P. (hereafter "Stroock"), who accepted service on behalf of his clients.. Mr. Newman is a
5 partner in Stroock's Los Angeles office, located at 2029 Century Park East, Los Angeles, CA
6 90067-3086, (310) 556-5800. Subsequent to the filing of the Plaintiff's Administrative Motion
7 Mr. Newman advised me by telephone that his firm would be representing Defendants Chase
8 Manhattan Bank U.S.A., N.A., Chase Manhattan Bank U.S.A., N.A. D.B.A. Chase Bank
9 U.S.A., N.A., JPMorgan Chase & Co., American Express Travel Related Services, Inc.,
10 American Express Centurion Bank, and American Express Bank, FSB in connection with the
11 case numbers C 07-4765 EDL and C 07-4732 MJJ, both of which are implicated in Plaintiff's
12 Administrative Motion To Consider Whether Cases Should Be Related, Pursuant To Local Rule
13 7-11.
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16 On Monday, October 1, 2007, I personally served the agent for service of process for
17 Defendants Capital One Bank and Capital One Services, Inc., The Corporation Service
18 Company, located at 11 South 12th Street, Richmond, VA 23218, with a copy of the Plaintiff's
19 Administrative Motion To Consider Whether Cases Should Be Related, Pursuant To Local Rule
20 7-11.
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1 I declare that the foregoing is true and correct, under penalty of perjury, pursuant to 28
2 U.S.C. § 1746, that the foregoing is true and correct.

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4 Dated: October 1, 2007

Respectfully submitted,

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7 By:



Matthew S. Hale, Esq.
Counsel for Plaintiffs